

Receipt date

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NOV 09 200910037415 - GAU: 1636
Page 1 of 2

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| Form PTO-1449, Substitute U.S. Department of Commerce Patent and Trademark Office INFORMATION DISCLOSURE STATEMENT (Use several sheets if necessary) | Application Number | 10/037,415 |
| | Filing Date | January 4, 2002 |
| | First Named Inventor | David Baltimore |
| | Art Unit | 1636 |
| | Examiner Name | C. Hibbert |
| Attorney Docket No. | | 75723- ZB/JPW/GJG/CS |

NON PATENT LITERATURE DOCUMENTS

| Examiner Initials* | Cite No. ¹ | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published. | T ² |
|--------------------|-----------------------|--|----------------|
| /C.H./ | 1 | ARIAD's Principal Brief For Plaintiffs-Appellees On Rehearing En Banc, filed October 5, 2009 in the concurrent litigation captioned <i>ARIAD Pharmaceuticals, Inc., et al. v. Eli Lilly and Company</i> , U.S. Court of Appeals for the Federal Circuit, Docket No. 2008-1248; | |
| /C.H./ | 2 | Brief of <i>Amicus Curiae</i> Law Professor Christopher M. Holman In Support Of Neither Party, filed October 13, 2009 in the concurrent litigation captioned <i>ARIAD Pharmaceuticals, Inc., et al. v. Eli Lilly and Company</i> , U.S. Court of Appeals for the Federal Circuit, Docket No. 2008-1248; | |
| /C.H./ | 3 | Brief For <i>Amicus Curiae</i> Roberta J. Morris, ESQ. Ph.D., In Support Of Neither Party, Urging Attention To The Grammatical Structure And Words of 35 USC § 112 ¶ 1, filed October 13, 2009 in the concurrent litigation captioned <i>ARIAD Pharmaceuticals, Inc., et al. v. Eli Lilly and Company</i> , U.S. Court of Appeals for the Federal Circuit, Docket No. 2008-1248; | |
| /C.H./ | 4 | Brief Of <i>Amicus Curiae</i> Novozymes A/S On <i>En Banc</i> Rehearing In Support Of Neither Party, filed October 13, 2009 in the concurrent litigation captioned <i>ARIAD Pharmaceuticals, Inc., et al. v. Eli Lilly and Company</i> , U.S. Court of Appeals for the Federal Circuit, Docket No. 2008-1248; | |
| /C.H./ | 5 | Brief Of <i>Amici Curiae</i> Mark D. Janis And Timothy R. Holbrook In Support Of Neither Party, filed October 14, 2009 in the concurrent litigation captioned <i>ARIAD Pharmaceuticals, Inc., et al. v. Eli Lilly and Company</i> , U.S. Court of Appeals for the Federal Circuit, Docket No. 2008-1248; | |
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| EXAMINER SIGNATURE | /Catherine Hibbert/ | DATE CONSIDERED | 02/09/2010 |
|--------------------|---------------------|-----------------|------------|

*EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609: Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹Applicant's unique citation designation number (optional). ²Applicant is to place a checkmark here if English language Translation is attached.

Applicants: David Baltimore, et al.
 Serial No.: 10/037,415
 Filed: January 4, 2002
 Exhibit A

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|--------------------|-----------------------|---|----------------|
| /C.H./ | 6 | Brief Of Amicus Curiae New York Intellectual Property Law Association On En Banc Rehearing In Support Of Neither Party, filed October 15, 2009 in in the concurrent litigation captioned <i>ARIAD Pharmaceuticals, Inc., et al. v. Eli Lilly and Company</i> , U.S. Court of Appeals for the Federal Circuit, Docket No. 2008-1248; and | |
| /C.H./ | 7 | Brief Of Amici Curiae The Regents Of The University Of California, Wisconsin Alumni Research Foundation, The University Of Texas System, University Of Rochester, Rensselaer Polytechnic Institute, STC.UNM, The Research Foundation Of State University Of New York, NDSU Research Foundation, And Research Corporation Technologies, Inc. On En Banc Rehearing In Support Of Affirmance Of Judgment, filed October 15, 2009 in the concurrent litigation captioned <i>ARIAD Pharmaceuticals, Inc., et al. v. Eli Lilly and Company</i> , U.S. Court of Appeals for the Federal Circuit, Docket No. 2008-1248. | |
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